

CONDITIONS OF APPROVAL FOR:



130-G N. Santa Cruz Ave

Conditional Use Permit U-04-15

Requesting modification to a previous approval to allow the sale of beer for off-site consumption (Los Gatos Brewery) on property zoned C-2. APN 529-03-044

PROPERTY OWNER: Dennis Varni

APPLICANT: Patrick McElroy

**TO THE SATISFACTION OF THE DIRECTOR OF COMMUNITY DEVELOPMENT
Planning Division**

1. **RESTAURANT SEATING.** The maximum number of seats in the dining area shall not exceed 213.
2. **BAR SEATING.** The maximum number of seats in the bar area shall not exceed 50.
3. **HOURS OF ALCOHOLIC BEVERAGE SERVICE.** Alcoholic beverage service shall not be allowed:
 - a. After 11:00 PM. Sunday through Thursday, except for holidays and evenings before holidays.
 - b. After 1:00 AM Friday, Saturday, holidays, or evenings before holidays.
4. **HOURS OF OPERATION.** The maximum hours of operation shall be as follows:
 - a. 11:30 AM to 11:00 PM Sunday through Thursday
 - b. 11:30 AM to 1:00 AM Friday, Saturday, holidays, and evenings before holidays
5. **DINING AREA ALCOHOL SERVICE.** Liquor may be served in the dining area only in conjunction with full meal service.
6. **SEPARATE BAR.** This approval includes a separate bar with full liquor service for on-site consumption.
7. **LIVE ENTERTAINMENT.** There shall be no live entertainment on the premises.
8. **GAMES.** There shall be no coin-operated video games, pool tables, or other similar entertainment facilities.
9. **BREWERY WASTE.** Solid brewing waste products shall be stored within the building in sealed, air-tight containers and removed within 24 hours of the time the waste products are generated. Such containers shall be cleaned after each use with the residue trapped and discharged to the sanitary sewer. Should sanitary sewer discharges from the facility be increased above average levels, the brewery operator shall contact the Regional Water Quality Control Plant for disposal instructions prior to disposal.
10. **BREWERY EQUIPMENT NOISE.** If it is determined that noise emitted from the brewing equipment exceeds ambient noise levels as established by Town Code, the Town will require the applicant to implement necessary insulation or noise mufflers as needed to abate any violations of the Noise Ordinance.
11. **LAPSE FOR DISCONTINUANCE.** If the activity for which the Conditional Use Permit has been granted is discontinued for a period of one (1) year the approval lapses.



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12. **SALE OF BEER FOR OFF-SITE CONSUMPTION.** Sale of beer for off-site consumption is allowed from 2:00 PM to 5:00 PM. The beer that is sold for off-site consumption must be made on-site at the Los Gatos Brewing Company. The size of beer containers shall be limited to 5, 7.75 and 15.5 gallon kegs.
13. **PLANNING COMMISSION REVIEW.** The sale of beer for off-site consumption shall be reviewed by the Planning Commission one year after the approval of this Conditional Use Permit. The Planning Commission shall review the use to determine if the sale of beer for off-site consumption has created any health, safety, traffic or parking impacts. The applicant shall contact the Community Development Department no later than June 1, 2005 to initiate the one year review.

TO THE SATISFACTION OF THE CHIEF OF POLICE:

(Police Section)

14. **UNIFORMED SECURITY.** Uniformed security guards may be provided by the restaurant operator for security in and around the premises by the Chief of Police if alcohol related problems occur.
15. **CONSULTATION AND TRAINING.** At the discretion of the Chief of Police, periodic meetings will be conducted with representatives from the Police Department for on-going employee training on alcoholic beverage service to the general public.
16. **TRAINING MANUAL.** The restaurant operator shall use an employee training manual that addresses alcoholic beverage service consistent with the standards of the California Restaurant Association
17. **DESIGNATED DRIVER PROGRAM.** The restaurant operator shall actively promote a designated driver program such as complimentary non-alcoholic beverages for designated drivers.
18. **POSTING OF TAXICAB TELEPHONE NUMBERS.** The restaurant operator shall post in a visible location the telephone numbers of local taxicab companies and operators.